

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

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| VIRTAMOVE, CORP., <div style="text-align: right; padding-right: 20px;">Plaintiff,</div> | § | |
| v. | § | Case No. 2:24-cv-00093-JRG |
| HEWLETT PACKARD ENTERPRISE COMPANY, | § | (Lead Case) |
| Defendant. | § | JURY TRIAL DEMANDED |
| VIRTAMOVE, CORP., | § | |
| Plaintiff, | § | Case No. 2:24-CV-00064-JRG |
| v. | § | (Member Case) |
| INTERNATIONAL BUSINESS MACHINES CORP., | § | JURY TRIAL DEMANDED |
| Defendant. | § | |

ORDER GRANTING PLAINTIFF VIRTAMOVE, CORP.’S MOTION TO DISMISS

Before the Court is Plaintiff VirtaMove, Corp.’s Motion to Dismiss. The Court, having considered Plaintiff’s Motion, is of the opinion that Plaintiff’s Motion should be GRANTED.

IT IS THEREFORE ORDERED that Count VI(2) of Defendant Hewlett Packard Enterprise Company’s inequitable conduct counterclaim regarding U.S. Patent No. 7,519,814 (Dkt. 116 ¶¶ 108-125) is hereby DISMISSED WITH PREJUDICE WITHOUT LEAVE TO AMEND.